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Attorneys for Defendants
8 *Albertson's LLC, Albertson's Stores Sub LLC, and ABS NV-O LLC*

9 **UNITED STATES DISTRICT COURT**

10 **DISTRICT OF NEVADA**

11 VANESSA LIBRERA,

12 Plaintiff,

13 vs.

14 ALBERTSON'S LLC d/b/a ALBERTSON'S;
15 ALBERTSON'S STORES SUB LLC; ABS
16 NV-O LLC; DOES 1 through 100 and ROE
CORPORATIONS 1 through 100, inclusive,

17 Defendants.

Case No. 2:18-CV-00873-JCM-CWH


**STIPULATION AND ORDER
REGARDING RULE 35 EXAM**

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19 Plaintiff VANESSA LIBRERA ("Plaintiff") and Defendants Albertsons LLC, Albertsons
20 Stores Sub LLC and ABS NV-O LLC ("Defendants"), by and through their respective attorneys,
21 stipulate and agree as follows:

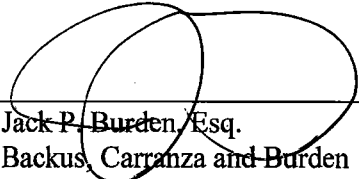
- 22 1. Plaintiff's Rule 35 medical examination ("examination") shall be conducted on
23 September 11, 2018 at 2:00 pm by Dr. James Forage at 861 Coronado Center Dr. #200,
24 Henderson NV 89052. No one other than Ms. Librera may attend the examination.
- 25 2. Any paperwork or forms that Dr. Forage requires for the examination shall be
26 submitted to Plaintiff's counsel no later than five (5) days prior to the date of the
27 examination and is subject to objection by plaintiff's counsel. No additional paperwork
28 will be completed at the examination location.

- 1 3. Both Ms Librera and Dr. Forage may audio record the examination to ensure accuracy
2 of the report.
3 4. Ms. Librera will not be asked questions regarding liability surrounding the subject
4 incident.
5 5. No x-rays, radiographs, MRIs, CT scans PET scans or other medical imaging may be
6 obtained as part of the examination. Ms. Librera is required to provide any updated
7 medical imaging for review by Dr. Forage.
8 6. No physically painful, intrusive or embarrassing procedures may be performed during
9 the examination.
10 7. Dr. Forage shall not engage in any *ex parte* communication with Ms. Librera's treating
11 health care providers.
12 8. Thirty (30) days following the examination, Defendants shall provide Plaintiff's
13 counsel with a copy of the examination report, as well as a copy of their entire file
14 relating to the examination of Ms. Librera.
15 9. Plaintiff shall not pay or incur any fee for the examination and shall use her best efforts
16 to appear at the office of Dr. Forage **10 minutes** prior to the scheduled examination
17 date and time.
18
19

20 DATED this 31 day of August, 2018.
21 NAQVI INJURY LAW

22
23 By: 
24 Paul Albright, Esq.
25 Naqvi Injury Law
26 9500 West Flamingo Rd
27 Las Vegas, NV 89147
28 702-465-9733

DATED this 31 day of August, 2018.
BACKUS, CARRANZA AND BURDEN

By: 
Jack P. Burden, Esq.
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ORDER REGARDING RULE 35 EXAM

On the stipulation regarding the Fed. R. Civ. P. 35 Examination of Plaintiff Vanessa Librera.

IT IS SO ORDERED.

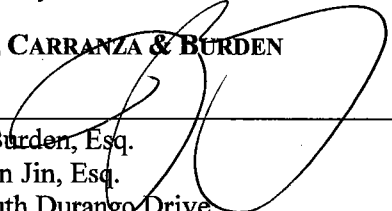


UNITED STATES MAGISTRATE JUDGE

DATED

Submitted by:

BACKUS, CARRANZA & BURDEN

By: 
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Attorneys for Defendants